

REMARKS

On August 5, 2009, Applicant's representative and the Examiner had a phone interview discussing the claims in this application. The rejection and potential claim amendments were discussed.

Claims 1-10, 12, 15, 17, 19, 21 and 23 are rejected under 35 USC 112, second paragraph, as failing to particularly point out and distinctly claim the subject matter that Applicant regards as the invention. The Examiner states that the phraseology of the second part "defining a single plane" is not readily understood. The claims have been amended to recite that the second part defines "a plane."

Claims 1-10, 12, 15, 17, 19, 21 and 23 are rejected under 35 U.S.C. 102(b) as being anticipated by Dedrich et al. Dedrich et al. does not disclose that the guide rail 16 carries a lug that is in two parts. Dedrich et al. discloses a bracket 18 (which the Examiner is calling the second part) mounted on a vehicle door that includes an upstanding leg 20. A guide rail 16 extends substantially vertically. A headed stud 32 is received in a threaded nut 28 (which the Examiner is calling the first part) welded to a glass run channel 14, and the headed stud 32 has a hex-head 34 received in an opening slot 22 of the bracket 28. The opening slot 22 of the bracket 18 is upwardly open to facilitate the installation of roller 36 (column 2, lines 28-33).

The claims recite that the lug is carried by a window regulator or the lug is for fixing the window regulator. As the opening slot 22 of the bracket 18 is open upwardly, the bracket 18 could not be carried by either the threaded stud 32 nor the guide rail 16. Even if the upstanding leg 20 of the bracket 18 is considered the second part of a lug, Dedrich et al. does not disclose that the upstanding leg 20 is for fixing to a vehicle body as claimed. The claimed invention is not anticipated.

No additional fees are seen to be required. If any additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees or credit the account for any overpayment. Therefore, favorable reconsideration and allowance of this application is respectfully requested.

Respectfully Submitted,
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